RESTRICTION ELECTION

FACSIMILE TRANSMISSION

DATE October 27, 2003

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TO EXAMINER: Irene Marx

ARTUNIT 1651

SERIAL NUMBER: 10/043,297

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FOR RESPONSES TO RESTRICTIONS

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: DRAHOS, David J.

Serial Number: 10/043,297

Art Unit: 1651

Examiner: Irene Marx

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OCT 2 7 2003

For Novel Biofungicide

Filed: January 14, 2002

RESPONSE

Commissioner of Patents

Box: 1450

Alexandria, VA. 22313-1450

Responsive to the Office action dated September 29, 2003 making a restriction requirement, applicant hereby elects with traverse the invention defined by Group II, claims 16-18 in the above-identified patent application.

An early examination on the merits is now earnestly solicited.

Respectfully submitted,

-Mishrilal Jain, Ph.D.

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October 27, 2003